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Attorneys for Defendants
MATSON NAVIGATION COMPANY, INC.
AND ALEXANDER & BALDWIN, INC.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

CURTIS BRUNK, Individually and on Behalf
of All Others Similarly Situated,

Plaintiff,

v.

MATSON NAVIGATION COMPANY, INC.;
ALEXANDER & BALDWIN, INC.; and
HORIZON LINES, LLC,

Defendants.

Case No. CV 08-03010 BZ

**STIPULATION RE EXTENSION OF
RESPONSIVE PLEADING DEADLINE**

1 WHEREAS the undersigned plaintiff has filed the above-captioned case;

2 WHEREAS plaintiff alleges antitrust violations on behalf of purchasers of domestic
3 containerized ocean shipping services for service between the continental United States and
4 Hawaii ("Hawaiian Ocean Shipping");

5 WHEREAS ten complaints have been filed to date in multiple federal district courts by
6 plaintiffs purporting to bring class actions on behalf of purchasers of Hawaiian Ocean Shipping
7 (collectively "the Hawaiian Ocean Shipping Cases");

8 WHEREAS, a motion is pending before the Judicial Panel on Multidistrict Litigation (the
9 "Panel") to transfer the Hawaiian Ocean Shipping Cases to this jurisdiction for coordinated and
10 consolidated pretrial proceedings pursuant to 28 U.S.C. section 1407;

11 WHEREAS, a hearing on the motion for transfer is currently scheduled for July 31, 2008
12 before the Panel, and the cases will likely be transferred by the end of August, 2008;

13 WHEREAS plaintiff anticipates the possibility of a Consolidated Amended Complaint in
14 the Hawaiian Ocean Shipping Cases;

15 WHEREAS plaintiff and Matson Navigation Company, Inc., Alexander & Baldwin, Inc.,
16 and Horizon Lines, LLC ("Defendants") have agreed that an orderly schedule for any response to
17 the pleadings in the Hawaiian Ocean Shipping Cases would be more efficient for the parties and
18 for the Court;

19 PURSUANT TO CIVIL LOCAL RULE 6-1(a), PLAINTIFF AND DEFENDANTS, BY
20 AND THROUGH THEIR RESPECTIVE COUNSEL OF RECORD, HEREBY STIPULATE AS
21 FOLLOWS:

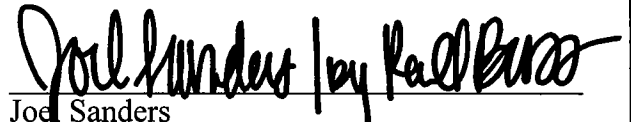
22 1. The deadline for Defendants to answer, move, or otherwise respond to plaintiff's
23 Complaint shall be extended until the earliest of the following dates: (1) forty-five days after the
24 filing of a Consolidated Amended Complaint in the Hawaiian Ocean Shipping Cases; or (2) forty-
25 five days after plaintiff provides written notice to Defendants that plaintiff does not intend to file a
26 Consolidated Amended Complaint, provided however, that in the event that Defendants should
27 agree to an earlier response date in any Hawaiian Ocean Shipping Case, Defendants will respond
28 to the Complaint in the above-captioned case on that earlier date.

2. This Stipulation does not constitute a waiver by Defendants of any defense, including but not limited to the defenses of lack of personal jurisdiction, subject matter jurisdiction, improper venue, or service of process.

IT IS SO STIPULATED.

Dated: July 1, 2008

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*Counsel for Defendants
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Alexander & Baldwin, Inc.*

Dated: July _____, 2008

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*Counsel for Defendant
Horizon Lines, LLC*

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IT IS SO STIPULATED.

Dated: July ____, 2008

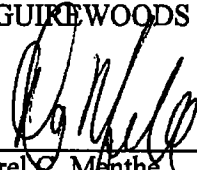
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Dated: July 2, 2008

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